10/593571 IAP9/Rec'd PCT/PTO 20 SEP 2006

DOCKET NO: 294652US0PCT

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

IN RE APPLICATION OF

FAUSTO PIVETTI, ET AL.

: ATTN: APPLICATION DIVISION

SERIAL NO: NEW U.S. PCT APPLICATION

(BASED ON PCT/EP05/03144)

FILED: HEREWITH

FOR: 8-HYDROXY-5-[(-HYDROXY-2-[[

(1R)-2-(4-METHOXYPHENYL)-1-

METHYLETHYL] AMINO]

[ETHYL]-2(1H)-QUINOLINONE MONOHYDROCHLORIDE IN CRYSTALLINE FORM AND THE PROCESS FOR ITS PREPARATION

PRELIMINARY AMENDMENT

COMMISSIONER FOR PATENTS ALEXANDRIA, VIRGINIA 22313

SIR:

Prior to examination on the merits, please amend the above-identified application as follows:

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks begin on page 4 of this paper.